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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 RICKEY CALHOUN,

9 Plaintiff,

10 v.

11 STATE OF WASHINGTON, *et al*,

12 Defendants.
13

Case No. C08-5101RBL/JKA

ORDER

14 This Civil Rights action has been referred to the undersigned Magistrate Judge pursuant to Title 28
15 U.S.C. § 636(b)(1)(B). Before the court is defendant's motion to withdraw their motion to dismiss filed
16 pursuant to Fed. R. Civ. P. 12 (b)(1) (Dkt. # 78, withdrawing Dkt. # 72).

17 The court notes, defendants have filed a motion for judgment on the pleadings, (Dkt # 81), and a
18 motion to stay discovery (Dkt # 84).

19 A party may generally withdraw their own motion. The motion to withdraw the motion to dismiss
20 filed pursuant to Fed. R. Civ. P. 12 (b)(1) is **GRANTED**.

21 The new motion for judgment on the pleadings is noted for January 2, 2009, as is the motion to
22 stay discovery (Dkt. # 81 and 84).

23 The Clerk is directed to send a copy of this Order to plaintiff and counsel for defendants, and to
24 remove Dkt. # 72 and 78 from the calendar.

25 DATED this 15 day of December, 2008.

26 /S/ J. Kelley Arnold
27 J. Kelley Arnold
28 United States Magistrate Judge